

**Listing of Claims:**

Claims 1-6 (Canceled).

7. (Currently Amended) A construction machine comprising:  
a lower traveling structure;  
a revolving superstructure frame mounted on the lower  
traveling structure via a swivel so as to be freely turnable;  
5 a work implement, which comprises a boomerang-shaped boom,  
mounted on the revolving superstructure frame substantially at a  
cross-wise middle position of a front part of the revolving  
superstructure frame;  
a counterweight mounted on the revolving superstructure  
frame at a rear part of the revolving superstructure frame; and  
10 an operator's cab mounted on the revolving superstructure  
frame at one of a right side and a left side of the front part of  
the revolving superstructure frame,  
a first projecting member which projects upward, and which  
15 is attached to a front face of the revolving superstructure frame  
at a same side of the revolving superstructure frame as the  
operator's cab;  
a second projecting member which is provided at a vertex of  
the boomerang shape of the boom;

20        a third projecting member which is provided on an upper face  
of the counterweight at a same side of the construction vehicle  
as the operator's cab;

wherein ~~at~~ a virtual plane is defined by three points, which  
are provided at the first projecting member, the second  
25      projecting member, and the third projecting member, respectively;  
and

wherein an operator's cab space is positioned closer to  
a body of the construction machine than the virtual plane.